

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
BECKLEY DIVISION**

**DONALD L. BLANKENSHIP,  
Movant,**

**vs.**

**UNITED STATES OF AMERICA,  
Respondent.**

**Civil Action No. 5:18-CV-00591  
Criminal Action No. 5:14-CR-00244**

**GOVERNMENT'S MOTION FOR LEAVE TO EXCEED PAGE LIMITATION**

The United States, by and through undersigned counsel, respectfully moves under Local Rule 7.1(a) for leave to file a consolidated response in opposition to Donald L. Blankenship's motion to vacate, set aside, or correct his sentence under 28 U.S.C. § 2255 (R. 663, 704) and his motion requesting an evidentiary hearing (R. 705) that exceeds the 20-page limit. In order to adequately address the issues raised in the § 2255 motion, the United States seeks leave to file a consolidated response of no more than 40 pages.

Good cause exists for extending the page limitation. The defendant's memorandum in support of his § 2255 motion includes multiple fact-intensive allegations regarding serious claims of misconduct by the United States. Further, the government plans to file a single, consolidated response to the defendant's § 2255 motion (20 pages), defendant's memorandum in support (30 pages), and defendant's separate request for an evidentiary hearing (8 pages) (R. 663, 704, 705). Lastly, before a consolidated response was proposed, defendant's counsel

previously indicated that they did not object to the government submitting a response of 30 pages to the defendant's memorandum in support alone. (*See* R. 701, at PageID#: 752.)

Accordingly, the United States requests that this Court grant it leave to file a consolidated response of not more than 40 pages.

Respectfully submitted,

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Acting United States Attorney General

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United States Attorney

s/Douglas W. Squires

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**CERTIFICATE OF SERVICE**

I, Douglas W. Squires, certify that on November 14, 2018, the foregoing document was served on all parties or their counsel of record through the CM/ECF system if they are registered users, or if they are not, by serving a true and correct copy at the addresses listed below:

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